

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

Atropin Palmer,

Plaintiff,

v.

Case No. 1:12cv912

Officer Burke, *et al.*,

Judge Michael R. Barrett

Defendant.

ORDER

This matter is before the Court on the Report and Recommendation filed by the Magistrate Judge on December 13, 2012 (Doc. 4).

Proper notice has been given to the parties under 28 U.S.C. § 636(b)(1)(C), including notice that the parties would waive further appeal if they failed to file objections to the Report and Recommendation in a timely manner. *United States v. Walters*, 638 F.2d 947 (6th Cir. 1981). No objections to the Magistrate Judge's Report and Recommendation (Doc. 4) have been filed.

Accordingly, it is **ORDERED** that the Report and Recommendation (Doc. 4) of the Magistrate Judge is hereby **ADOPTED**. Plaintiff's claims against defendants Oppy and Wamsley are **DISMISSED** on the ground that they fail to state a claim upon which relief may be granted. See 28 U.S. C. §§ 1915(e)(2)(B) and 1915A(b).

IT IS SO ORDERED.

s/Michael R. Barrett
Michael R. Barrett
United States District Judge